

# DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. underneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

## ENHANCED GROWTH OF LACTIC ACID BACTERIA IN MILK

and for which a patent application is attached hereto and is identified as PENNIE & EDMONDS LLP Docket No. 8265-320-999.

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
99 108 717.2	EPO	30 April 1999	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

APPLICATION NUMBER	FILING DATE

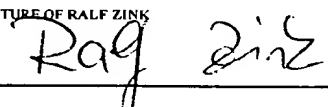
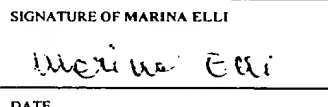
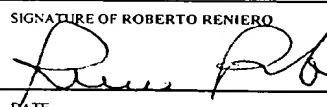

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED

POWER OF ATTORNEY: As a named inventor, I hereby appoint S. Leslie Misrock (Reg. No. 18872), Harry C. Jones, III (Reg. No. 20280), Berj A. Terzian (Reg. No. 20060), David Weild, III (Reg. No. 21094), Jonathan A. Marshall (Reg. No. 24614), Barry D. Rein (Reg. No. 22411), Stanton T. Lawrence, III (Reg. No. 25736), Charles E. McKenney (Reg. No. 22795), Philip T. Shannon (Reg. No. 24278), Francis E. Morris (Reg. No. 24615), Charles E. Miller (Reg. No. 24576), Gidon D. Stern (Reg. No. 27469), John J. Lauter, Jr. (Reg. No. 27814), Brian M. Poissant (Reg. No. 28462), Brian D. Coggio (Reg. No. 27624), Rory J. Radding (Reg. No. 28749), Stephen J. Harbulak (Reg. No. 29166), Donald J. Goodell (Reg. No. 19766), James N. Palik (Reg. No. 25510), Thomas E. Friebe (Reg. No. 29258), Laura A. Coruzzi (Reg. No. 30742), Jennifer Gordon (Reg. No. 30753), Allan A. Fanucci (Reg. No. 30256), Geraldine F. Baldwin (Reg. No. 31232), Victor N. Balancia (Reg. No. 31231), Samuel B. Abrams (Reg. No. 30605), Steven I. Wallach (Reg. No. 35402), Marcia H. Sundeen (Reg. No. 30893), Paul J. Zegger (Reg. No. 33821), Edmond R. Bannon (Reg. No. 32110), Bruce J. Barker (Reg. No. 33291), Adriane M. Antler (Reg. No. 32605), Thomas G. Rowan (Reg. No. 34419), James G. Markey (Reg. No. 31636), Thomas D. Kohler (Reg. No. 32797), Scott D. Stimpson (Reg. No. 33607), Gary S. Williams (Reg. No. 31066), William S. Galliani (Reg. No. 33885), Ann L. Gisolfi (Reg. No. 31956), Todd A. Wagner (Reg. No. 35399), Scott B. Familant (Reg. No. 35514), Kelly D. Talcott (Reg. No. 39582), Francis D. Cerrito (Reg. No. 38100), Anthony M. Insogna (Reg. No. 35203), Brian M. Rothery (Reg. No. 35340), Brian D. Siff (Reg. No. 35679), and Alan Tenenbaum (Reg. No. 34939), all of Pennie & Edmonds LLP, whose addresses are 1155 Avenue of the Americas, New York, New York 10036, 1667 K Street N.W., Washington, DC 20006 and 3300 Hillview Avenue, Palo Alto, CA 94304, and each of them, my attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

<b>SEND CORRESPONDENCE TO:</b> PENNIE & EDMONDS LLP 1667 K Street, N.W. Washington, D.C. 20006						<b>DIRECT TELEPHONE CALLS TO:</b> PENNIE & EDMONDS LLP DOCKETING (202) 496-4721	
201	FULL NAME OF INVENTOR	LAST NAME <b>ZINK</b>	FIRST NAME <b>Ralf</b>	MIDDLE NAME			
	RESIDENCE & CITIZENSHIP	CITY <b>Le Mont Pelerin</b>	STATE OR FOREIGN COUNTRY <b>Switzerland</b>	COUNTRY OF CITIZENSHIP <b>Germany</b>			
	POST OFFICE ADDRESS	STREET <b>Chemin Maison Jean 36</b>	CITY <b>Le Mont Pelerin</b>	STATE OR COUNTRY <b>Switzerland</b>	ZIP CODE <b>1801</b>		
202	FULL NAME OF INVENTOR	LAST NAME <b>ELLI</b>	FIRST NAME <b>Marina</b>	MIDDLE NAME			
	RESIDENCE & CITIZENSHIP	CITY <b>Lausanne</b>	STATE OR FOREIGN COUNTRY <b>Switzerland</b>	COUNTRY OF CITIZENSHIP <b>Italy</b>			
	POST OFFICE ADDRESS	STREET <b>Avenue de la Sallaz 50</b>	CITY <b>Lausanne</b>	STATE OR COUNTRY <b>Switzerland</b>	ZIP CODE <b>1010</b>		
203	FULL NAME OF INVENTOR	LAST NAME <b>RENIERO</b>	FIRST NAME <b>Roberto</b>	MIDDLE NAME			
	RESIDENCE & CITIZENSHIP	CITY <b>Le Mont Pelerin</b>	STATE OR FOREIGN COUNTRY <b>Switzerland</b>	COUNTRY OF CITIZENSHIP <b>Italy</b>			
	POST OFFICE ADDRESS	STREET <b>24, ch. Paudille</b>	CITY <b>Le Mont Pelerin</b>	STATE OR COUNTRY <b>Switzerland</b>	ZIP CODE <b>1801</b>		
204	FULL NAME OF INVENTOR	LAST NAME <b>MORELLI</b>	FIRST NAME <b>Lorenzo</b>	MIDDLE NAME			
	RESIDENCE & CITIZENSHIP	CITY <b>Piacenza</b>	STATE OR FOREIGN COUNTRY <b>Italy</b>	COUNTRY OF CITIZENSHIP <b>Italy</b>			
	POST OFFICE ADDRESS	STREET <b>2, Via Cittadella</b>	CITY <b>Piacenza</b>	STATE OR COUNTRY <b>Italy</b>	ZIP CODE <b>29100</b>		
205	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME			
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP			
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE		
206	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME			
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP			
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF RALF ZINK 	SIGNATURE OF MARINA ELLI 	SIGNATURE OF ROBERTO RENIERO 
DATE <b>22.05.00</b>	DATE <b>23.06.00</b>	DATE <b>22/5/2000</b>
SIGNATURE OF LORENZO MORELLI 	SIGNATURE OF INVENTOR 205	SIGNATURE OF INVENTOR 206
DATE <b>23/06/2000</b>	DATE	DATE